

## **COUNCIL MINUTES**

**AUGUST 14, 2013**

The City Council held a meeting on Wednesday, August 14, 2013, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

**MEMBERS PRESENT:** Mayor Joe Burgess; Councilmembers: Ron Adams; Nina Barnes; John Black; Paul Cozzens; Don Marchant.

**STAFF PRESENT:** City Manager Rick Holman; City Attorney Paul Bittmenn; City Engineer Kit Wareham; City Recorder Renon Savage; Finance Director Jason Norris; Police Chief Robert D. Allinson; Fire Chief Paul Irons; Economic Development Director Brennan Wood; Executive Assistant Danny Stewart; Events Director Byron Linford; Pretreatment Coordinator Peter Sury; Wastewater Plant Manager Darrell Olmsted; Leisure Services Director Dan Rodgerson; Public Works Director Ryan Marshall.

**OTHERS PRESENT:** Melodie Jett, Tom Jett, J. Ramsey Gibson, Maile Wilson, Linda Wilson, Rich Wilson, Bev Burgess, Ann Johnson, Josh Huntsman, Alec Turner, Deborah Snider, Jarrod Bray, Ralph McAfee, Cindy Baldwin, Joy Jankowiak, R. Scott Phillips, Weslie Graham, Doug Hall, Fred Rowley.

**CALL TO ORDER:** Councilmember Cozzens gave the opening prayer; the pledge of allegiance was led by Councilmember Barnes.

Mayor – I want to congratulate those that made it past the primary election.

**AGENDA ORDER APPROVAL:** Councilmember Adams moved to approve the agenda order; second by Councilmember Cozzens; vote unanimous.

### **ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF**

**COMMENTS:** ■Byron – Tour of Utah update – I want to thank City staff for all of their support. On the 5<sup>th</sup> we were talking about all the staff that was involved to make this happen. We appreciate the support. Also thank the 200+ volunteers, a huge commitment of time. We had the best volunteers of the State; Larry H. Miller staff knows that. Want to thank Danny and Brennan for all their help and time away from their family. Byron showed a photo presentation. Every team mentioned the fantastic job SUU did to host them. VIP reception was well attended, top notch event. We were able to network with manufacturing, team and media. It was positive. We had the lifestyle expo turned out well. A few vendors chose not to come to Cedar, VBAC Cycling wanted to do \$1,000 and did over \$11,000, sock manufacturer did over \$4,000 in socks, and we were excited. By 3 p.m. 8-9,000 people showed up. A car has a 360 degree camera to film the finish and course so if there are issues on the course, court marshals look at it if there is an unfair advantage and to count heads. We feel confident we had 11,200 in the circuit, 3<sup>rd</sup> overall 15,000 in Salt Lake and 42,000 Park City; Payson 2500 – 3000, we were blown away. Every day of the Tour Cedar City was mentioned. Steve Miller told everyone that Cedar City set the bar. Duck Creek did an excellent job. There were a breakaway where

cyclists were 6 minutes ahead of the peloton and it was swallowed up in town. It wasn't just the size of the crowd, but the energy that the crowd had. It was great to have the circuits, the people at the top of the course seen them come through 4 times. There were comments about people on top of the buildings. We talked with the announcers; they said this is the highlight of the cycling season, because my expectations were low. The Belgium rider that won said it was the toughest ride. The cowboy hat was a great moment and he left it on when they usually don't because of branding. They got final numbers, 181 million households and will have ratings in 3 weeks. Before this happened, because of demands of other communities we would host next year, but there is a chance and we will do what we can to get them here. Cozzens, Larry H. Miller subsidizes, will they ever make money? Byron - I don't know if it will but it is sustainable. California cannot sustain what they are doing they have got to modify and scale down. Colorado lost \$8 mill, \$10, mill and \$14 million this year. The Millers lose less each year. This is the best trending race in the world right now as far as sustainable. The Millers see it an opportunity to give back to the State and helps with the economic sustainability of the State. Mayor – we need to give Byron, Danny and Brennan a hand. ■Employee of the Month is Nate Williams.

**PUBLIC COMMENTS:** ■Fred Rowley – this afternoon we learned that Ralph and I had changed places on the ballot with counting absentee ballots, I broke the news to him. I want to thank him for his kindness to me, his remarks are above and beyond, he is a great man and if it reverses again it is ok, he is still a great man. ■J Ramsey Gibson, I live on Hawthorne Lane, 1 mile up to Main Street lighted intersection. From Main Street up Fiddlers Canyon Drive the first 1/3 is nice street with curb and gutter and then further up, the middle only has curb and gutter on the north side, the south side is the waste land, the street narrows and every time it rains there is gravel on the road. The middle 1/3 of the mile serves Fiddlers Canyon Elementary on the north side and has curb and gutter. Parents often park along the curb or along the ditch on the other side of the road as the school athletic field is used for other athletic events. Fiddlers Canyon is narrow lacking curb and gutter. Parents have to deliver children. Without full width and without curb and gutter they are at risk of getting hit by oncoming cars. The City has painted a double yellow line and now you have to pass too close to parked cars. Cedar City Administration can leave the situation alone until some child is injured or killed or move to full width, install land and wait for the owner to install curb and gutter. Barnes – can we have an email about where this is on the priority list? Rick – I know Jeff and Kit have talked about estimates; we can forward it in an upcoming budget discussion. Barnes – I want to know safety hazards and priority. Kit – it was presented two years ago in the budget and was not approved. ■ Ralph McAfee – it has been great to be involved in the process. I can't think of a better person to get more votes than me other than Fred. The best part of running is visiting with the community.

**CONSENT AGENDA(1) APPROVAL OF BILLS DATED AUGUST 8, 2013; (2) APPROVE BID FROM ROSS EQUIPMENT IN THE AMOUNT OF \$1,703,229 FOR A NEW PIERCE 1500 GPM PUMPER AND A PIERCE 100 FOOT AERIAL PLATFORM; ALSO APPROVE \$8,000 FOR BOND COUNSEL, \$5,000 FOR FINANCIAL SERVICES, AND UP TO \$23,771 FOR CONTINGENCY – CHIEF**

**IRONS; (3) APPROVE THE LOCAL LIMITATION EVALUATION REPORT – PETER SURY; (4) APPROVE THE STATE OF UTAH DIVISION OF AERONAUTICS PAVEMENT PRESERVATION GRANT APPLICATION; CITY PORTION \$22,000 – RUSS VOLK; (5) APPROVAL OF A COMPUTER SERVICE AGREEMENT WITH MOUNTAIN WEST COMPUTERS FOR A TWO-YEAR PERIOD IN THE AMOUNT \$20,000 PER YEAR, AND AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT – RICK HOLMAN; (6) APPROVE THE APPOINTMENT OF ANN POWELL & STEVE DODDS TO THE BOARD OF ADJUSTMENTS – MAYOR BURGESS:**

Councilmember Marchant moved to approve the consent agenda items 1 through 6 as written above; second by Councilmember Black; vote unanimous.

**CONSIDER COMMUNITY PROMOTION DONATION REQUESTS FOR FISCAL YEAR 2013 – JASON NORRIS:** Mayor – we had a special work meeting and entertained the requests. Jason – the breakdown of the donations is attached as Exhibit “A”. Mayor in previous years we have held money, but did not this year. Barnes – we talked like this would be the last year for the donations.

Councilmember Black moved to approve the requests as shown on Exhibit “A”; second by Councilmember Barnes; vote unanimous.

**APPROVE THE MUNICIPAL WASTEWATER PLANNING PROGRAM RESOLUTION – DARRELL OLMSTED:** Darrell – this is a State report that is required annually. This states we adequately fund the WWTP. We receive enough income to run the system, look at the collections and the treatment plant and its status, and looks to see if there are violation issues. It looks at the operation and at the certification of the operators in both systems, to see that they are certified.

Councilmember Adams moved to approve the resolution for the Municipal Wastewater Planning Program; second by Councilmember Cozzens; vote as follows:

AYE:	5
NAY:	0
ABSTAINED:	0

**CONSIDER AN ORDINANCE FOR THE RENEWAL OF THE FRANCHISE AGREEMENT WITH ROCKY MOUNTAIN POWER – TOM HEATON:**

Councilmember Marchant moved to approve the ordinance renewing the franchise agreement with Rocky Mountain Power; second by Councilmember Black; roll call vote as follows:

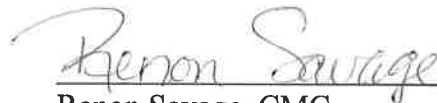
Ron Adams	-	AYE
Nina Barnes	-	AYE
John Black	-	AYE
Paul Cozzens	-	AYE
Don Marchant	-	AYE

**CONSIDER APPROVAL OF A RESOLUTION SUBMITTING A BALLOT MEASURE TO THE CITIZENS OF CEDAR CITY RELATED TO THE REAUTHORIZATION OF A .1% SALES AND USE TAX TO FUND BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES – PAUL BITTMENN:** Councilmember

Barnes moved to approve the resolution submitting a ballot measure to the citizens for a .1% RAP Tax; second by Councilmember Marchant; vote as follows:

AYE:	<u>5</u>
NAY:	<u>0</u>
ABSTAINED:	<u>0</u>

**ADJOURN:** Councilmember Barnes moved to adjourn at 6:00 p.m.; second by Councilmember Marchant; vote unanimous.

  
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Renon Savage, CMC  
City Recorder

**EXHIBIT "A"**  
**AUGUST 14, 2013 - ACTION**

**CEDAR CITY CORPORATION**  
**COMMUNITY PROMOTIONS FUND REQUESTS**

Organization	FY2011-12		FY2012-13		FY2013-14	
	Requested	Approved	Requested	Approved	Requested	Approved
Canyon Creek Women's Crisis Center	-	-	-	-	10,000	4,000
Cedar Breaks District Boy Scouts	300	300	300	300	300	200
Cedar Chest Quilters' Guild	400	200	-	-	-	-
Cedar City Lions Club	5,000	3,500	-	-	5,000	2,000
Cedar City Rodeo Committee	7,500	4,000	10,000	3,500	5,000	2,000
Gerald R. Sherratt Friends of the Library	-	-	30,000	1,000	3,000	800
Iron County Care & Share	7,500	4,500	7,500	4,000	10,000	4,000
Iron County Extension	-	-	800	400	-	-
Iron County Search & Rescue	2,500	2,000	5,000	2,000	2,500	2,000
Southern Utah Mobile Crisis Team, Inc	8,000	3,000	-	-	-	-
Southwest Jr. Livestock Show	2,000	1,000	-	-	-	-
Special Olympics Utah, Inc.	5,000	3,000	-	-	-	-
Utah Summer Games	30,000	29,000	30,000	29,000	50,000	10,000
Volunteer Center of Iron County	5,000	4,000	4,000	2,000	4,000	-
<b>Total</b>	<b>73,200</b>	<b>54,500</b>	<b>87,600</b>	<b>42,200</b>	<b>89,800</b>	<b>25,000</b>

Total budgeted for allocation	55,500	54,000	25,000
Allocated amount	(54,500)	(42,200)	(25,000)
Remaining in budget	<u>1,000</u>	<u>11,800</u>	<u>-</u>

